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18334 U.S. PTO

16800 U.S. PTO  
10/825898

041504

DIVISION - CONTINUATION - CONTINUATION-IN-PART  
APPLICATION TRANSMITTAL FORM

Attorney Docket No.:

A-451N

Anticipated Classification Of This Application:  
Class SubclassPrior Application:  
Examiner

Art Unit

Schwadron, Ronald B.

1644

To the Commissioner for Patents:

This is a request for filing a ☒ continuation ☐ divisional ☐ continuation-in-part application, under 37 CFR 1.53(b), of pending prior application Serial No. 09/721,212 filed on November 21, 2000, of William J. Boyle

for OSTEOPROTEGERIN BINDING PROTEINS AND RECEPTORS

For CONTINUATION or DIVISIONAL APPLNs only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1b, below, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

1. ☒ Transmitted herewith are:  
☒ 69 pages of specification, 6 pages of claim(s) and 1 page of abstract, totaling 76 pages.  
☒ 30 sheet(s) of drawings.  
☒ 2 pages of Oath or Declaration by the applicant(s):  
☐ a. Newly executed (original or copy)  
☒ b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional applns. only)  
☒ 29 pages of Sequence Listing; computer readable copy (identical to paper copy); sequence statement.
2. ☒ The filing fee is calculated below:

For	Number Filed		Number Extra		Rate		Fee
Total Claims	26	- 20 =	6	x	\$18.00	=	\$ 108.00
Independent Claims	2	- 3 =	0	x	\$86.00	=	0.00
Multiple Dependent Claims	11			+	\$290.00	=	290.00
Basic Fee					\$770.00	=	770.00
Total Filing Fee							\$1,168.00

3. ☒ Please charge Deposit Account No. 01-0519, in the name of Amgen Inc., in the amount of \$1,168.00. An original and one copy are enclosed.
4. ☒ Throughout the prosecution of this application, if any extension of time is necessary, please consider this a request therefor.
5. ☒ The Commissioner is hereby authorized to charge any additional filing fees which may be required by the accompanying application, any additional fees which may be required during pendency of this application as required by 37 CFR 1.16 or 1.17, or credit any overpayment to Deposit Account No. 01-0519 throughout the prosecution of this application.
6. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

## EXPRESS MAIL CERTIFICATE

"Express Mail" mail labeling number: EV351338705USDate of Deposit: April 15, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Joyce Murphy-Vogel

Printed Name

Signature

7. ☒ Preliminarily, please amend the specification by inserting before the first line the following:

--This application is a ☒ continuation ☐ division of application Serial No. 09/721,212, filed November 21, 2000, pending, which is a continuation of 09/052,521 filed March 30, 1998, now U.S. Patent No. 6,316,408, which is a continuation-in-part of application Serial No. 08/880,855 filed June 23, 1997, abandoned, which is a continuation-in-part of application Serial No. 08/842,842, filed April 16, 1997, now U.S. Patent No. 5,843,678 which are hereby incorporated by reference.--

8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of base issue fee.)

8a. ☐ New formal drawings are enclosed.

9. ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ (country) is claimed under 35 USC 119.

9a. ☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed \_\_\_\_\_

10. ☒ The prior application is assigned of record to Amgen Inc. at Reel No. 9823 and Frame No. 0325

11. ☒ A preliminary amendment is enclosed.

12. ☒ Also enclosed Information Disclosure Statement with attached Form PTO-1449 (Modified)

13. ☐ Other: \_\_\_\_\_

14. ☒ The power of attorney in the prior application is to:

Ron K. Levy  
Steven M. Odre  
Robert B. Winter


a. ☒ The power appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Address all future communications to Robert B. Winter  
 at the address below.

Signator: ☐ Assignee of complete interest

☒ Attorney or agent of record

  
 Robert B. Winter  
 Attorney/Agent for Applicant(s)  
 Registration No. 34,458  
 Phone: (805) 447-2425  
 Date: April 15, 2004

Please send all future correspondence to:

U. S. Patent Operations/RBW  
 Dept. 4300, M/S 27-4-A  
 AMGEN, INC.  
 One Amgen Center Drive  
 Thousand Oaks, California 91320-1799, USA



21069

PATENT TRADEMARK OFFICE

OIPE JC34  
 APR 16 2004  
 PATENT & TRADEMARK OFFICE

# FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER

Attorney's Docket No:  
 A-451K

Serial No. 09/721,212	Filing Date November 21, 2000	Examiner Schwadron, Ronald B	Group Art Unit 1644
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In Re Application of  
 William J. Boyle

OSTEOPROTEGERIN BINDING PROTEINS AND RECEPTORS

TO THE COMMISSIONER FOR PATENTS:

- ☒ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):
- ☐ One month of original due date (\$110.00)
  - ☐ Two months of original due date (\$420.00)
  - ☒ Three months of original due date (\$950.00)
  - ☐ Four months of original due date (\$1,480.00)
  - ☐ Five months of original due date (\$2,010.00)
- ☒ A response in connection with the matter for which this extension is requested:
- ☐ is filed herewith.
  - ☐ has been filed.
  - ☒ The response is the filing of a continuing application.
  - ☐ The accompanying papers include amended claims for which no additional fee is required.
  - ☐ The accompanying papers include amended claims the fee for which has been calculated as follows:

## CLAIMS AS AMENDED

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	*	Minus	** =	0	x \$18	= \$ 0.00
Indep. Claims	*	Minus	*** =	0	x \$86	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim					+ \$290	= 0.00
Total Additional Fee for this Amendment						\$0.00

- \* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

- ☐ The following other fees are incurred by the accompanying papers.  
☐ Other: \_\_\_\_\_

Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of \$950.00. A duplicate copy of this petition is attached.

- ☒ If an additional extension of time is required, please consider this a request therefore.  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 01-0519.

Please Send Future Correspondence To:

US Patent Operations/RBW  
 Dept. 4300, M/S 27-4-A  
 AMGEN INC.  
 One Amgen Center Drive  
 Thousand Oaks, California 91320-1799

Robert B. Winter  
 Attorney/Agent for Applicant(s)  
 Registration No.: 34,458  
 Phone: (805) 447-2425  
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Joyce Murphy-Vogel

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 APR 15 2004  
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